

Dedham Public Schools

Home of America's First Tax-Supported Free Public School



Margaret Dougherty, Ed.D.
Assistant Superintendent
Fax No. (781) 326-6201

Daniel Needham
Interim Director of Pupil Services
Fax No. (781) 320-8798

Antonio J. Fernandes
Superintendent
Fax No. (781) 320-0193

RECEIVED & INSPECTED

DEC 13 2005

FCC - MAILROOM

Fred Azar

*Assistant to Superintendent
For Business Affairs*
Fax No. (781) 320-8913

Elizabeth McGonagle

Administrator of Technology
Fax No. (781) 326-7499

December 7, 2005

DOCKET FILE COPY ORIGINAL

Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

Re: CC Docket No. 02-6
Request for Review

Contact Information:

Name: Elizabeth McGonagle
Address: Dedham Public Schools
1106 High Street
Dedham, MA 02026
Phone: 781-326-5622 #21
Fax: 781-326-7499
e-mail: emcgonagle@dedham.mec.edu

SLD action being appealed: This is an appeal of the original denial of FRN 1113820 and 1113851 as reported on the Funding Commitment Decision Letter for Funding Year 2004, dated September 6, 2004 (Att 1). An appeal was filed with the SLD on October 11, 2005 (Att 2) and was again denied in a letter of November 18, 2005 (Att 3).

Applicant Name: Dedham School District
Form 471 Application#: 406505
Billed Entity #: 120478
FRN #: 1113820, 1113851
SPIN: 143001291
Service Provider: Verizon Massachusetts
Services Ordered: Telecomm
Original FRN Amount: \$ 16,634.52
Amount Approved: \$ 0.00

No. of Copies rec'd 0
List A B C D E

Text from Funding Commitment Decision Letter: Funding Commitment Decision

Explanation: "During PIA review, you provided information that you do not have a

The Dedham School System does not discriminate on the basis of race, color, sexual orientation, religion, national origin or handicap in its educational activities or employment practices.

Administration Building, P.O. Box 246, 1106 High Street, Dedham, MA 02027-0246 • (781) 326-5622

written Technology Plan. FCC rules require that applicants have a tech plan if they are seeking discounts for more than basic phone service. The services in this FRN are more than basic phone service.”

Funding Commitment Decision Explanation:

Decision on Appeal was denied based upon the explanation:

The Item 21 Form Attachments filed with the Form 471 Application, the procurement contract, and the State Master Contract, all demonstrate that Centrex service is included in the funding request. These services require that a written technology plan be provided upon request during SLD application review. On November 11, 2004, SLD asked you to provide a copy of your written technology plan. On November 12, you emailed and faxed a response containing a Letter of Approval from the State DOE, but did not provide a tech plan. The SLD does not consider the validity of state letters of approval, but does require that a copy of the technology plan be provided upon request.

The current technology plan you referenced upon appeal will not be considered by SLD, as program rules do not permit the SLD to consider new information on appeal, except where an applicant was not given the opportunity to provide information during the initial review, or an error was made by the SLD. It is the applicant’s responsibility to ensure the accuracy and correctness of the information provided during the review.

On your Form 471, you certified that the recipients of service were covered by an individual and/or higher-level technology plan and that the technology plan has been approved or was in the process of being approved. During the review of your application, SLD requested that you provided a copy of your technology plan. Since you failed to provide a copy of your technology plan, SLD denies your appeal.

Your Form 471 requested funding for services other than basic local and long distance telephone service. FCC rules require applicants to certify that the entities receiving products and/or services other than basic telephone service are covered by an individual and/or high-level technology plan that has been, or is in the process of being approved.

Basis for Appeal -Overview:

I read with horror the SLD *Administrator’s Decision on Appeal – Funding Year 2004-2005* letter denial of all funding based upon the fact that I did not submit a copy of the district’s technology plan. I am thoroughly embarrassed to tell you that I did not realize that I was being asked to physically send a paper copy of the plan. I truly believed that the Massachusetts DOE Letter of Approval and the web link would be considered valid evidence that our district has a written technology plan on file based upon my experience during the audit of this same FRN.

In truth, my error was checking off the wrong box on the Block 6 form, since I requested funding for Centrex services, and not the lack of a written plan.

Basis for Appeal - Details:

In their letter of November 8, 2005, the SLD based their denial on the following points:

- *On November 11, 2004, SLD asked you to provide a copy of your written technology plan. On November 12, you emailed and faxed a response containing a Letter of Approval from the State DOE, but did not provide a tech plan. The SLD does not consider the validity of state letters of approval, but does require that a copy of the technology plan be provided upon request.*

I do not contest that I did not physically send a copy of the district's written Technology Plan. The district does have a written technology plan that has been consistently updated since 1999 and is posted on our district's web site. In my appeal letter I provided a direct link to the written Technology Plan posted on the district's web site and a letter from the Massachusetts Department of Education approving the Technology Plan during the review process.

Why did I not send a copy of the plan? First, to be honest, nowhere in the Funding Commitment Report was I directly requested to submit a physical copy of the technology plan. I would have immediately sent a physical copy if I had known that only a paper printout was acceptable. In this electronic age I saved paper and postage costs and instead sent a direct link to our 40-plus page written Technology Plan.

However the primary reason that I did not send a paper copy of the Tech Plan is that SLD auditor Mr. Zoilo Magpile reviewed this same FRN in November of 2004. During this arduous audit process I was asked if I had a written Technology Plan. I responded that the district did have a written plan and provided the Massachusetts Department of Education approval letter as evidence and Mr. Magpile accepted it. Although I was required to submit many other physical documents during the audit process, at no time was I ever asked to send more than the Massachusetts Department of Education approval letter as evidence of a written tech plan. I feel that this set a precedent and was the basis for my understanding that this document was acceptable to the SLD as evidence of a written Technology Plan. Furthermore, during this time I discussed the subject of the written Technology Plan with Mr. Magpile via telephone, and he communicated to me that he would accept the letter as evidence of a written Technology Plan. During these conversations he made it clear to me that all of his questions were answered and he was satisfactorily concluding the audit.

That is why I thought that the Massachusetts Department of Education approval letter was evidence of having *a written technology plan*, because Mr. Magpile had accepted this same document as proof of having a written Technology Plan when this was questioned during this audit process. Why would I think that an SLD auditor would accept the state approval letter as proof of a plan on November 2004 but now a year later it would not be considered sufficient? This audit experience led me to believe that I was

responding to the Funding Commitment Decision Letter denial in a consistent and appropriate manner.

- **The SLD furthered stated that** *the Form 471 requested funding for services other than basic local and long distance telephone service. FCC rules require applicants to certify that the entities receiving products and/or services other than basic telephone service are covered by an individual and/or high-level technology plan that has been, or is in the process of being approved.*

I feel that my blunder truly was that I checked off the wrong box on this 471, not the failure to have a written plan. I did request funding for Centrex services yet I checked off the box Block 6 Certification option "c" when in fact I now know that Centrex is considered more than basic local and long distance telephone service by the SLD. I feel strongly that during the course of the audit with Mr. Magpile that this was addressed and rectified. Clearly the request was for Centrex services. If you would be so kind as to also consider that I had submitted another 471 during the same time period in which I certified, under penalty of law, that the district had the required Technology Plan. (Att 4)

I have also attached a copy of email conversation (Att 5) that took place during the closing stage of the audit. Mr. Magpile guided me in crafting an email to address his remaining issues including the pre-discounted amount on the FRN and the Centrex services. At that time it was my clear understanding that I had submitted everything that was requested and he was completely satisfied with my response. Additionally, I felt confident that the application had been modified, corrected and would be approved for funding.

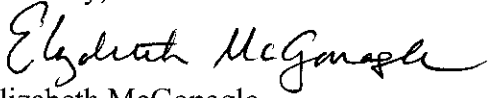
Summary:

In my appeal to the FCC, I have tried to explain why I seemed so oblivious to the SLD's need for a *paper* copy of the district's written Technology Plan. I have been humbled by the situation I find myself in, but sincerely feel that my experience during the audit process led me to a false confidence that I was responding appropriately to the SLD. This process is daunting and I admit that I may not have filled out the initial forms properly. However, after participating in the audit process I was confident that any problems with the 471 had all been resolved satisfactorily. Finally, as a person who sends and receives an enormous amount of electronic correspondence, it was rather natural for me to respond with an electronic (Adobe pdf file) version of a document. I know better now.

I implore you to accept the attached copy (Att 6) of the Dedham Public Schools Technology Plan that constantly being reviewed and updated and has consistently been posted on the district's web site in written form and restore the funding of 471 Application 406505 in the amount of \$16,634.52. In these tough financial times E-Rate

funding is extremely important to our district and it is admittedly my obvious lack of experience and misconception of what was being requested from me that has resulted in this denial. I feel that the district is being severely penalized for my mistake of checking off the wrong box, not for failing to have a written plan.

Sincerely,


Elizabeth McGonagle
Administrator of Technology

Attachments Included

Dedham Public Schools

Home of America's First Tax-Supported Free Public School



Margaret Dougherty, Ed.D.

Assistant Superintendent

Fax No. (781) 326-6201

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Assistant to Superintendent

For Business Affairs

Fax No. (781) 320-8913

Elizabeth McGonagle

Administrator of Technology

Fax No. (781) 326-7499

Attachments Included:

1. Funding Commitment Decision Letter for Funding Year 2004, dated September 6, 2004
2. Appeal filed with the SLD on October 11, 2005
3. USAC Administrator's Decision on Appeal Letter of November 18, 2005
4. Form 471 Certification and Signature Page indicating that the district has a technology plan necessary for services requested
5. Email Correspondence with Auditor Zoilo A. Magpile
6. Dedham Public Schools Technology Plan

The Dedham School System does not discriminate on the basis of race, color, sexual orientation, religion, national origin or handicap in its educational activities or employment practices.

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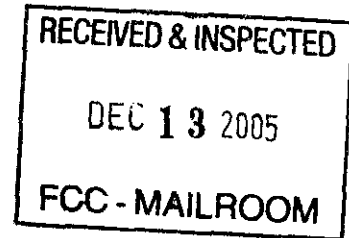


Universal Service Administrative Company
Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER

(Funding Year 2004: 07/01/2004 - 06/30/2005)

September 6, 2005



Liz McGonagle
DEDHAM SCHOOL DISTRICT
1106 High Street
P O Box 246
DEDHAM, MA 02026-3018

Re: Form 471 Application Number: 406505
Funding Year 2004: 07/01/2004 - 06/30/2005
Billed Entity Number: 120478
Applicant's Form Identifier: TEL7471

Thank you for your Funding Year 2004 E-rate application and for any assistance you provided throughout our review. Here is the current status of the funding request(s) featured in the Funding Commitment Report at the end of this letter.

- The amount, \$16,634.52 is "Denied."

Please refer to the Funding Commitment Report on the page following this letter for specific funding request decisions and explanations.

The Important Reminders and Deadlines immediately preceding this letter are provided to assist you throughout the application process.

NEXT STEPS

- Review technology planning approval requirements
- Review CIPA Requirements
- File Form 486
- Invoice the SLD using the Form 474 (service providers) or Form 472 (Billed Entity)

FUNDING COMMITMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. The enclosed report includes a list of the Funding Request Number(s) (FRNs) from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) after you file your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that provides a definition for each line of the Report.

TO APPEAL THIS DECISION:

If you wish to appeal the decision indicated in this letter, your appeal must be received by the SLD or postmarked withing 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which Funding Commitment Decision(s) you are appealing. Indicate the relevant funding year and the date

of the ECDL. Your letter of appeal must also include the Billed Entity Name, the Form 471 Application Number, and the Billed Entity Number from the top of your letter.

3. When explaining your appeal, copy the language or text from the Funding Commitment Report that is at the heart of your appeal, to allow the SLD to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We encourage the use of either the e-mail or fax filing options.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, sent to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Universal Service Support Mechanism. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. The SLD may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by the SLD, the applicant, or the service provider. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division
Universal Service Administrative Company

A GUIDE TO THE FUNDING COMMITMENT REPORT

A report for each E-rate funding request from your application is attached to this letter. We are providing the following definitions for the items in that report.

FORM 471 APPLICATION NUMBER: The unique identifier assigned to a Form 471 application by the SLD.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual funding requests submitted on a Form 471.

FUNDING STATUS: Each FRN will have one of the following definitions:

1. An FRN that is "Funded" is approved at the level that the SLD determined is appropriate for this FRN. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An FRN that is "Not Funded" is one for which no funds were committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for this Funding Year was insufficient to fund all requests.
3. An FRN that is "As Yet Unfunded" reflects a temporary status that is assigned to an FRN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for Internal Connections at a particular discount level. For example, if your application included requests for discounts on both Telecommunications Services and Internal Connections, you might receive a letter with funding commitments for your Telecommunications Services funding requests and a message that your Internal Connection requests are "As Yet Unfunded." You would receive one or more subsequent letters regarding the funding decision on your Internal Connections requests.

SERVICES ORDERED: The type of service ordered from the service provider, as shown on your Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support mechanisms. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on your Form 471.

SERVICE START DATE: The date services were reported to start for this FRN on your Form 471.

CONTRACT EXPIRATION DATE: The date the contract expires. This will be present only if a contract expiration date was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a. This will be present only for "site specific" FRNs.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES: Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service approved for the funding year.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES: Annual eligible non-recurring charges approved for the funding year.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 23I, as determined through the application review process.

DISCOUNT PERCENTAGE APPROVED BY THE SLD: The discount rate that the SLD has approved for this service.

FUNDING COMMITMENT DECISION: This represents the total amount of funding that the SLD has reserved to reimburse your service provider for the approved discounts for this service for this funding year. It is important that you and your service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry provides an explanation of the amount in the "Funding Commitment Decision."

FUNDING COMMITMENT REPORT

Form 471 Application Number: 406505
Funding Request Number: 1113820 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143001291 Service Provider Name: Verizon Massachusetts
Contract Number: ITT18
Billing Account Number: 781-326-5770
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2006
Annual Pre-discount Amount for Eligible Recurring Charges: \$39,900.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$39,900.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Technology Plan Required
Funding Commitment Decision Explanation: During PIA review, you provided information that you do not have a written Technology Plan. FCC rules require that applicants have a tech plan if they are seeking discounts for more than basic phone service. The services in this FRN are more than basic phone service.

Funding Request Number: 1113851 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143001291 Service Provider Name: Verizon Massachusetts
Contract Number: ITT09
Billing Account Number: 781-326-5770
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$672.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$672.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Technology Plan Required
Funding Commitment Decision Explanation: During PIA review, you provided information that you do not have a written Technology Plan. FCC rules require that applicants have a tech plan if they are seeking discounts for more than basic phone service. The services in this FRN are more than basic phone service.

USAC

Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, New Jersey 07981

TIME SENSITIVE MATERIAL

00002
Liz McGonagle
DEDHAM SCHOOL DISTRICT
1106 High Street
P O Box 246
DEDHAM, MA 02026-3018



IMPORTANT REMINDERS & DEADLINES

Date: September 6, 2005
471 : 406505
BEN : 120478

The following information is provided to assist you throughout the application process. We recommend that you keep it in an easily accessible location and that you share it with the appropriate members of your organization.

FORM 486 DEADLINE - The Form 486 must be postmarked no later than 120 days after the Service Start Date you report on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later. If you are required to have a Technology Plan, that plan must be approved by the start of service for this funding year, you must indicate the SLD Certified Technology Approver who approved your plan and you must retain your approval letter and documentation of your monitoring of the progress toward your stated goals.

CHILDREN'S INTERNET PROTECTION ACT (CIPA) - You must be in compliance with CIPA and cannot request a waiver, if FY2004 is your Third Funding Year for the purposes of CIPA.

INVOICE DEADLINE - Invoices must be postmarked no later than 120 days after the last date to receive service - including extensions - or 120 days after the date of the Form 486 Notification Letter, whichever is later. Invoices should not be submitted until the invoiced products and services have been delivered and billed, and (for BEAR Forms) the provider has been paid.

OBLIGATION TO PAY NON-DISCOUNT PORTION - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. The FCC has stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If you are using a trade-in as part of your non-discount portion, please refer to the SLD web site.

RETAIN DOCUMENTATION - Applicants must retain documentation, including but not limited to, documents showing:

- compliance with all applicable competitive bidding requirements,
- products and/or services delivered (e.g., customer bills detailing make, model and serial number),
- resources necessary to make effective use of E-rate discounts, including the purchase of equipment such as workstations not eligible for support,
- the specific location of each item of E-rate funded equipment, and
- the applicant has paid the non-discount portion.

These documents must be retained and available for review for 5 years.

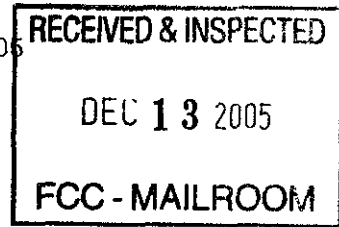
SUSPENSION AND DEBARMENT - Persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the Schools and Libraries Support Mechanism are subject to suspension and debarment from the program.

FREE SERVICES ADVISORY - Applicants and service providers are prohibited from using the Schools and Libraries Support Mechanism to subsidize the procurement of ineligible or unrequested products and services, or from participating in arrangements that have the effect of providing a discount level to applicants greater than that to which applicants are entitled.

Complete program information - including more information on these reminders - is posted to the Schools and Libraries Division (SLD) web site at www.sl.universalservice.org. You may also contact the SLD Client Service Bureau by e-mail using the "Submit a Question" link on the SLD web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Elizabeth McGonagle

From: Elizabeth McGonagle [emcgonagle@dedham.mec.edu]
Sent: Tuesday, October 11, 2005 12:20 PM
To: appeals@sl.universalservice.org
Cc: emcgonagle@dedham.mec.edu
Subject: Letter of Appeal of Funding Commitment Form 471 #406505



Liz_1011121244_00 Dedham Appeal
1.pdf App ID 406505.pd...

Attached please find a single Adobe PDF file containing the following items:

1. Letter of Appeal of Funding Commitment for Form 471 Application Number 406505
2. Approval of Dedham School District Technology Plan letter from the MA DOE
3. Block 6 Certification and Signature Page from TEL7471 application

Elizabeth McGonagle
Administrator of Technology
Dedham Public Schools
Telephone: 781-326-5622 #21

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Superintendent

Fax No. (781) 320-0193

Elizabeth McGonagle

Administrator of Technology

Fax No. (781) 326-7499

October 11, 2005

Letter of Appeal
Schools and Libraries Division
Box 125 – Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

Re: Appeal of Funding Commitment

Form 471 Application Number: 406505

Funding Year 2004: 7/1/2004- 6/30-2005

Billed Entity Number: 120478

Applicant's Form Identifier: TEL7471

Appeal Contact Information:

Contact Name: Elizabeth McGonagle
Address: Dedham Public Schools
1106 High Street
Dedham, MA 02026
Telephone: 781-326-5622 #21
Fax #: 781-326-7499
Email Address: emcgonagle@dedham.mec.edu

To Whom It May Concern:

The above mentioned application was not funded on the basis that the Dedham Public School District did not have a written Technology Plan. To the best of my knowledge this was inferred from the Block 6 Certification and Signature page, item 27 of the form used to file Application 406505. I selected option c – “no technology plan needed; applying for basic local and long distance telephone service only” which appeared to be the appropriate answer. The Funding Commitment Report states that the “FCC rules require that applicants have a tech plan if they are seeking discounts for more than basic phone service.” There seems to be a slight variation in the language on the Funding

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Commitment Decision Letter when compared to the Application form used to file Application 406505.

In any event, the Dedham Public School district does in fact have a written long-term technology plan. The plan is posted on our district web site at www.dedham.k12.ma.us.

Additionally please find attached for your review:

- A copy of the letter of approval of our district's technology plan from the Massachusetts Department of Education acknowledging that our long term technology plan was approved through June 30, 2006
- A copy of the Block 6 Certification page submitted

I request that the funding of this application for our basic and long distance telephone service to our school district be immediately restored for we have fully met the requirements of the FCC rules.

Sincerely,

A handwritten signature in cursive script, reading "Elizabeth McGonagle".

Elizabeth McGonagle
Administrator of Technology
Dedham Public Schools



The Commonwealth of Massachusetts Department of Education

350 Main Street, Malden, Massachusetts 02148-5023

Telephone: (781) 338-3000
TTY: N.E.T. Relay 1-800-439-0183

David P. Driscoll
Commissioner of Education

MEMORANDUM

TO: Antonio Fernandes, Superintendent

FROM: David P. Driscoll, Commissioner of Education

SUBJECT: Approval of Dedham School District Technology Plan Implementation Data

DATE: January 2005

A handwritten signature in dark ink, appearing to be "D. Driscoll", written over the "FROM:" line of the memorandum.

Thank you for submitting the electronic data forms describing the implementation of your long-range local technology plan. I am pleased to inform you that based on your progress the Dedham School District Technology Plan is approved through June 30, 2006.

I appreciate your district's commitment to using technology to improve teaching, learning, and administration. The information you provided shows you have made progress towards the recommended "Local Technology Plan Guidelines" (http://www.doe.mass.edu/edtech/tplanguide04_07.html). We will continue to work with you in the implementation of your technology plan so that you will remain eligible for E-rate discounts and state and federal technology grants.

If you have questions about your technology plan, Baiba Ozols, Instructional Technology Specialist, will be pleased to assist you. You can contact her at bozols@doe.mass.edu.

Copy: Elizabeth McGonagle, Coordinator of Technology (6-12)

Entity Number 120478Applicant's Form Identifier TEL7471Contact Person Liz McGonaglePhone Number 781 326-5622 Ext.21**Block 6: Certifications and Signature**

24 The entities listed in Block 4 of this application are eligible for support because they are: (Check one or both.)

- a ☒ schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses and do not have endowments exceeding \$50 million; and/or
- b ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools, including, but not limited to, elementary and secondary schools, colleges, or universities.

25 The entities listed on this application have secured access to all of the resources, including computers, training, software, maintenance, and electrical connections, necessary to make effective use of the services purchased, as well as to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

26 All of the schools and libraries or library consortia listed in Block 4 of this application are covered by:

- a ☐ an individual technology plan for using the services requested in this application; and/or
- b ☐ higher-level technology plan(s) for using the services requested in this application; or
- c ☒ no technology plan needed; applying for basic local and long distance telephone service only.

27 Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):

- a ☐ technology plan(s) has/have been approved; and/or
- b ☐ technology plan(s) will be approved by a state or other authorized body; or
- c ☒ no technology plan needed; applying for basic local and long distance telephone service only.

28 I certify that the entities eligible for support that I am representing have complied with all applicable state and local laws regarding procurement of services for which support is being sought.

29 I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

30 I certify that the entity(ies) I represent has complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.

31 I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

32 I recognize that I may be audited pursuant to this application. I will retain for five years any and all worksheets and other records that I rely upon to fill out this application, and, if audited, will make available to the Administrator such records.

33 I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.



Elizabeth McGonagle

From: appeals [appeals@sl.universalservice.org]

Sent: Tuesday, October 11, 2005 12:20 PM

To: Elizabeth McGonagle

Subject: Appeal

Thank you for submitting your correspondence by e-mail to the Schools & Libraries Division (SLD) of the Universal Service Administrative Company.
This message serves as a receipt confirmation of your submission.

7

10/11/2005

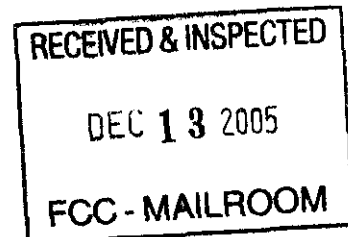


Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2004-2005

November 18, 2005

Elizabeth McGonagle
Dedham Public Schools
1106 High Street
Dedham, MA 02026



Re: Applicant Name: DEDHAM SCHOOL DISTRICT
Billed Entity Number: 120478
Form 471 Application Number: 406505
Funding Request Number(s): 1113820, 1113851
Your Correspondence Dated: October 11, 2005

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Funding Year 2004 Funding Commitment Decision Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1113820, 1113851
Decision on Appeal: **Denied**
Explanation:

- In your letter of appeal, you state that the application was not funded because the school district did not have a written Technology Plan. You state that this may have been inferred by SLD from the Block 6 Certification option "c" that you selected. On that form you stated that no tech plan was needed because you were requesting only basic telephone service. You mention a slight difference in the language in the Funding Decision Commitment Letter vs. the Form 471 Application. You conclude by stating that the district does have a technology plan, and provide a link to the district web site. With your letter of appeal, you have included a copy of the Massachusetts DOE Letter of Approval for your tech plan, and a copy of the Block 6 certification.

- The Item 21 Form Attachments filed with the Form 471 Application, the procurement contract, and the State Master Contract, all demonstrate that Centrex service is included in the funding request. These services require that a written technology plan be provided upon request during SLD application review. On November 11, 2004, SLD asked you to provide a copy of your written technology plan. On November 12, you emailed and faxed a response containing a Letter of Approval from the State DOE, but did not provide a tech plan. The SLD does not consider the validity of state letters of approval, but does require that a copy of the technology plan be provided upon request.
The current technology plan you referenced upon appeal will not be considered by SLD, as program rules do not permit the SLD to consider new information on appeal, except where an applicant was not given the opportunity to provide information during the initial review, or an error was made by the SLD. It is the applicant's responsibility to ensure the accuracy and correctness of the information provided during the review.
- On your Form 471, you certified that the recipients of service were covered by an individual and/or higher-level technology plan and that the technology plan had been approved or was in the process of being approved. During the review of your application, SLD requested that you provide a copy of your technology plan. Since you failed to provide a copy of your technology plan, SLD denies your appeal.
- Your Form 471 requested funding for services other than basic local and long distance telephone service. FCC rules require applicants to certify that the entities receiving products and/or services other than basic telephone service are covered by an individual and/or higher-level technology plan that has been, or is in the process of being approved. 47 C.F.R. § 54.504(b)(2)(vii); *See Schools and Libraries Universal Service, Services Ordered and Certification Form, OMB 3060-0806 Block 6, item 26, 27 (FCC Form 471)*.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Elizabeth McGonagle
Dedham Public Schools
1106 High Street
Dedham, MA 02026

Billed Entity Number: 120478
Form 471 Application Number: 406505
Form 486 Application Number:

RECEIVED & INSPECTED

DEC 13 2005

FCC - MAILROOM

Form 471 - Certifications and Signature

Billed Entity Number: 120478

Applicant's Form Identifier:
MEC7471

Form 471 Application Number:
406476

All of the schools and libraries or library consortia entered on this Form 471 are covered by:

- ☐ an individual technology plan for using the services requested in this application; and /or
- ☒ higher-level technology plan(s) for using the services requested in this application; or
- ☐ NO TECHNOLOGY PLAN NEEDED: applying for basic local and long distance telephone service only.

Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b)

- ☒ technology plan(s) has/have been approved; and /or
- ☐ technology plan(s) will be approved by a state or other authorized body; or
- ☐ NO TECHNOLOGY PLAN NEEDED: applying for basic local and long distance telephone service only.

Don't Agree

I Agree

Home | Phone: 1-888-203-8100

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1.0.1424.15284

Entity Number	120478	Applicant's Form Identifier	MECY7486
Contact Person	Liz McGonagle	Phone Number	(781) 326-5622 Ext. 21

Block 4: Certifications and Signature

8. I certify that the technology plan(s) for the services received as indicated on this Form 486 have been approved as necessary. Fill in the name(s) of the organization(s) that reviewed and approved a technology plan for any eligible entity that is receiving services covered under this form; attach an additional list if necessary. If ALL of the FRNs listed herein are for basic telephone service only, write in "none" here.

M a s s a c h u s e t t s D e p a r t m e n t o f E d
u c a t i o n

9. I certify that the services listed on this Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this Form 486 except for those services provided under tariff or month-to-month arrangements. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

10. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years any and all records, including Forms 479 where required, that I rely upon to complete this form and, if audited, will make available to the Administrator such records.

NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11

A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. If the Billed Entity is not the Administrative Authority, skip to Item 11d.

A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")

A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 2001 and who checks Item 11d must check Item 11f or 11g. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")

IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 2001 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.



- Any bill for FRN 1113851 ?

Techplan

Your techplan is up to December 2004 only. Do you have ones that cover at least November 2005 ?

Zoilo A. Magpile

>>> "Elizabeth McGonagle" <emcgonagle@dedham.mec.edu> 11/12/04 12:40PM >>>

Dear Zoilo A. Magpile,

I am writing to confirm that I received your correspondence regarding FRNs 1113820 & 1113851.

In response to your questions:

1. The only product we are receiving is basic local and long distance telephone service. I have attached the information regarding the Commonwealth of Massachusetts ITT18 contract and ITT09 information and a portion of the telephone bill the Town of Dedham receives from Verizon. The Town of Dedham receives the invoice and the schools are charged by the town for the lines in the school buildings each month.

2. We do have a technology plan on file that was approved by the Massachusetts Department of Education. I have attached a letter from the MA DOE regarding this.

I hope that this response answers your questions. Please let me know if you need additional information.

Thank you,

Liz

Elizabeth McGonagle
Administrator of Technology
Dedham Public Schools
Telephone: 781-326-5622 #21

-----Original Message-----

From: PIA Team7 PIA Team7 [mailto:PIA#032#Team7@sl.universalservice.org]
Sent: Thursday, November 11, 2004 11:58 AM
To: LIZ#032#MCGONAGLE@17813267499
Cc: emcgonagle@dedham.mec.edu
Subject: E-Rate Application# 406505

November 11, 2004

Liz McGonagle
DEDHAM SCHOOL DISTRICT
Contact Phone Number (781) 326 5622
Application Number : 406505

Dear Liz McGonagle,

The Program Integrity Assurance (PIA) team is in the process of reviewing all Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the federal universal service program. We are currently in the process of reviewing your Funding Year 2004 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below.

1.) For FRNs 1113820 & 1113851, the documentation provided in the Item 21 Attachments are not sufficient to determine the eligibility of your